

# **EXHIBIT 10**

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Transcript of  
**Kyle Shapelow**

Date: Friday, February 24, 2017

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LAWRENCE JUSTIN MILLS vs ANNE ARUNDEL COUNTY, MARYLAND  
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<p style="text-align: right;">Page 22</p> <p>1 Q. Safe to say you are entirely unfamiliar 2 with the security manual for Maryland Live? 3 MR. CREECH: Objection. Asked and 4 answered. Go ahead. 5 A. I've never seen it. 6 Q. Okay. Were you present when the call 7 for -- strike that. How did you become involved in 8 accompanying -- how did you become involved in the 9 Mills occurrence? 10 A. We were notified by some member of 11 security. 12 Q. Don't know who? 13 A. I do not know who. To respond to the back 14 hall area. And that's where we went. 15 Q. Okay. And then what happened? 16 A. We were informed by some member of the 17 casino, or the casino staff, that they had a subject 18 who had -- they were accusing of card counting, and 19 that it was in violation of some type of ordinance. 20 Q. They really said that? 21 A. As far as I can recall --</p>	<p style="text-align: right;">Page 24</p> <p>1 question or redo it again. 2 Q. Were you surprised they knew who he was? 3 MR. CREECH: Objection. 4 MS. BEALL: Objection. 5 A. Yes. 6 Q. Okay. Can you think of any reason you 7 were needed to be back there if they already knew 8 who he was? 9 MR. CREECH: Objection. 10 MS. BEALL: Objection. 11 A. To identify him. 12 Q. Well, if they already knew -- they had 13 identified him, right? 14 MR. CREECH: Objection. 15 MS. BEALL: Objection. 16 Q. So what -- can you think of any reason -- 17 the only reason you can think of is to identify him, 18 is that a fair statement? 19 MR. CREECH: Objection. 20 MS. BEALL: Objection. 21 A. Or to verify identity.</p>
<p style="text-align: right;">Page 23</p> <p>1 MR. CREECH: Objection. 2 Q. Honest to goodness. 3 MR. CREECH: You stopped him. He was 4 answering the question and you cut him off. 5 MR. NERSESIAN: All right. Fine. 6 Q. Go on, I'm sorry. 7 A. That it was -- in violation of some type 8 of ordinance or whatever the case may be. I don't 9 know the exact words that were used. And they 10 needed to I.D. him so that they could formally do an 11 eviction or a banning with notice. 12 Q. When we were talking earlier, or doing 13 Mr. Bilter's, were you surprised that they already 14 knew who he was? 15 MR. CREECH: Objection if he was 16 surprised. 17 MS. BEALL: Objection. 18 Q. Were you surprised that they already 19 had -- 20 MR. CREECH: There's an objection to the 21 question. Could you let him answer the</p>	<p style="text-align: right;">Page 25</p> <p>1 Q. Well, did they tell you "we think he's 2 Justin Mills"? 3 A. Not that I remember. 4 Q. Or Lawrence Mills? 5 A. Not that I recall. 6 Q. But they did tell you that he was 7 violating some sort of ordinance, right? 8 A. Yes. 9 Q. Okay. Did you believe them? 10 MR. CREECH: Objection. Go ahead. 11 Q. Do you believe them, under oath? 12 MR. CREECH: Objection again. 13 MS. BEALL: Objection. 14 MR. NERSESIAN: Why -- all right. 15 MR. CREECH: You keep restating -- 16 MR. NERSESIAN: You keep interrupting me 17 with stupid low life objections that don't have 18 any basis in fact. The objection you are 19 allowed to make is objection, form. That's not 20 what you're saying. 21 MR. CREECH: I object.</p>



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<p style="text-align: right;">Page 26</p> <p>1 MR. NERSESIAN: All the others are          2 preserved. So there was nothing wrong with the          3 form of that question and you did not object to          4 form. In fact every time you've just said          5 objection, it is completely useless because you          6 haven't used the word form. There's case law          7 on that. So all you're doing is interrupting          8 the train of thought and the questioning and I          9 would ask you to please stop.          10 MR. CREECH: First of all, I will protect          11 the record, I will make objections that are          12 appropriate. When you ask him, did you believe          13 that, that is an inappropriate question.          14 Whether or not he believed it is irrelevant at          15 that point in time. He told you what he had          16 learned and he was going on that. Now, I will          17 make an objection as I see fit. You ask the          18 questions as you see fit. If you have to reask          19 them, I understand. I guess we will just          20 continue.          21 Q. Did you believe him?</p>	<p style="text-align: right;">Page 28</p> <p>1 A. No.          2 Q. Okay. You know you're suing him?          3 A. Correct.          4 Q. When you first found out you were suing          5 him, had you instructed anybody to commence a          6 lawsuit on your behalf?          7 MR. CREECH: Objection. Instruct him not          8 to answer if it includes any conversations with          9 counsel.          10 MR. NERSESIAN: If counsel --          11 MR. CREECH: I made my objection. You can          12 go ahead and do whatever you want to. Would          13 you allow him to step out if you want to          14 make -- if you want to discuss it. I don't          15 want to engage in a back and forth, please.          16 MR. NERSESIAN: I understand.          17 Q. So your understanding in going into that          18 hallway was to get his I.D. so we can get him out of          19 here?          20 A. Yes.          21 Q. And that's what you did too, right?</p>
<p style="text-align: right;">Page 27</p> <p>1 MR. CREECH: Objection. Go ahead.          2 A. I had no reason not to at that time.          3 Q. Did you hear Mr. Mills explain what he          4 understood the law to be and that it was legal and          5 there was no crime against card counting?          6 MR. CREECH: Objection.          7 MS. BEALL: Objection.          8 A. Once I went into the hallway, then, yes, I          9 heard Mr. Mills' version.          10 Q. At that point -- at some point you said          11 "we're not accusing you of doing anything wrong."          12 Do you recall that?          13 A. Yes.          14 Q. Okay. And you weren't, right?          15 MR. CREECH: Objection.          16 Q. You weren't accusing him of doing anything          17 wrong?          18 MR. CREECH: Objection.          19 A. Correct.          20 Q. And were you ever accusing him of doing          21 anything wrong?</p>	<p style="text-align: right;">Page 29</p> <p>1 A. Yes.          2 Q. And in doing that, you told him he          3 violated some ordinance. He violated ordinances,          4 right?          5 MR. CREECH: Objection.          6 Q. Or he was told he violated ordinances by          7 an Anne Arundel police officer, correct?          8 MR. CREECH: Objection. Go ahead.          9 A. Yes, I believe that's what he was told.          10 Q. He was also told that he could not leave          11 until he gave his I.D., correct?          12 MR. CREECH: Objection. Go ahead.          13 A. Correct.          14 Q. Okay. And that was also by an Anne          15 Arundel police officer?          16 MR. CREECH: Objection. Go ahead.          17 A. Correct.          18 Q. And he was also told that if he didn't          19 give up his I.D., and this was by two different Anne          20 Arundel police officers, he was going to be taken in          21 and they were going to fingerprint him and find out</p>



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<p style="text-align: right;">Page 30</p> <p>1 who he was anyway, wasn't he?</p> <p>2 MR. CREECH: Objection.</p> <p>3 A. I believe one was -- we wanted to know he</p> <p>4 was told he was going to be taken in. I believe I</p> <p>5 stated that we needed his I.D. or else we would have</p> <p>6 to get it through fingerprints.</p> <p>7 Q. Which means you're taking him into the</p> <p>8 police department, right?</p> <p>9 MR. CREECH: Objection.</p> <p>10 A. Usually, yes.</p> <p>11 Q. That's how that's done, right. Correct.</p> <p>12 That's the normal way that happens?</p> <p>13 MR. CREECH: Objection as to what's the</p> <p>14 normal way. Go ahead.</p> <p>15 A. Most of the time, yes.</p> <p>16 Q. Okay. Sorry, lost my train of thought.</p> <p>17 Did you ever run Watson warrants on Mr. Mills?</p> <p>18 A. I don't believe I did.</p> <p>19 Q. Do you know if Bilter did?</p> <p>20 A. I don't believe he did.</p> <p>21 Q. Did anybody ever run Mr. Mills through</p>	<p style="text-align: right;">Page 32</p> <p>1 Mr. Mills know that?</p> <p>2 A. I don't believe so.</p> <p>3 Q. But you did very verbally and very firmly</p> <p>4 let him know that you were an Anne Arundel County</p> <p>5 police officer, didn't you?</p> <p>6 MR. CREECH: Objection. Go ahead.</p> <p>7 A. I don't know if we did verbally. I can't</p> <p>8 recall that. But, yes, we were in uniform.</p> <p>9 Q. You also did it verbally too, didn't you?</p> <p>10 MR. CREECH: Objection.</p> <p>11 A. Again, I don't recall that. But it could</p> <p>12 have happened.</p> <p>13 Q. We're going to return to the You Tube</p> <p>14 video for the second. And again this is Cam 565.</p> <p>15 I'm going to start it at 2:25:24. I'll start at</p> <p>16 12:00 but we'll get to the part that I'm talking</p> <p>17 about. I'm sorry, Patricia.</p> <p>18 (Played video.)</p> <p>19 MR. NERSESIAN: No, I had the wrong spot.</p> <p>20 I'm going to start it at 2:24:39.</p> <p>21 (Played video.)</p>
<p style="text-align: right;">Page 31</p> <p>1 NCIC?</p> <p>2 A. I don't know the answer to that.</p> <p>3 Q. You know what NCIC is?</p> <p>4 A. I do.</p> <p>5 Q. Okay. Who -- if you don't know -- all</p> <p>6 right. Did you or Mr. Bilter do anything to cause</p> <p>7 Mr. Mills to be run through NCIC?</p> <p>8 MR. CREECH: Objection. Go ahead.</p> <p>9 A. I don't know what access the casino staff</p> <p>10 has, but as far as the police department, I don't</p> <p>11 believe that myself or Corporal Bilter did anything</p> <p>12 in NCIC with Mr. Mills information.</p> <p>13 Q. Do you recognize that in custody police</p> <p>14 citizen encounters are ordinarily stressful and even</p> <p>15 scary to a citizen?</p> <p>16 MR. CREECH: Objection. Go ahead.</p> <p>17 MS. BEALL: Objection.</p> <p>18 A. I guess it depends on the citizen, but I</p> <p>19 can see that, yes.</p> <p>20 Q. Now, you're saying that you were working</p> <p>21 for Maryland Live Casino. Did you ever let</p>	<p style="text-align: right;">Page 33</p> <p>1 MR. NERSESIAN: I'm starting at 2:24:30.</p> <p>2 (Played video.)</p> <p>3 MR. NERSESIAN: I think I had it</p> <p>4 backwards.</p> <p>5 Q. Did you hear Mr. Bilter say "I'm a</p> <p>6 Maryland police officer."</p> <p>7 A. I did.</p> <p>8 Q. Okay. Do you recall that at the time too?</p> <p>9 A. I do now after watching the video.</p> <p>10 Q. Okay. So there was not only the uniform</p> <p>11 that showed what you were, or supposedly were, but</p> <p>12 apparently weren't, but also a verbal identification</p> <p>13 to Mr. Mills as a Maryland police officer?</p> <p>14 MR. CREECH: Objection. Is that a</p> <p>15 question?</p> <p>16 Q. Yeah. That happened, right?</p> <p>17 A. Correct.</p> <p>18 Q. Okay. Did you see anything unseemly at</p> <p>19 all in taking the power of the state and putting it</p> <p>20 behind a private company where they can enlist</p> <p>21 people who tell other people that they are Maryland</p>



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<p style="text-align: right;">Page 34</p> <p>1 police officers and they are there with the</p> <p>2 authority of Maryland police officers and you better</p> <p>3 do what this company tells you to do?</p> <p>4 MR. CREECH: Objection.</p> <p>5 MS. BEALL: Objection.</p> <p>6 A. I'm sorry, the question again.</p> <p>7 Q. Maryland Live is a private company, right?</p> <p>8 A. Correct.</p> <p>9 Q. You're working for them, right?</p> <p>10 A. Yes.</p> <p>11 Q. You're a police officer, right?</p> <p>12 A. Yes.</p> <p>13 Q. You have a guy who gives you directions</p> <p>14 and assignments, that being Coulter or whoever the</p> <p>15 head of security is, who is working for that private</p> <p>16 company, right?</p> <p>17 A. Correct.</p> <p>18 Q. You're wearing the uniform of the Anne</p> <p>19 Arundel police department, which is a public</p> <p>20 organization in place for public safety, right?</p> <p>21 A. Correct.</p>	<p style="text-align: right;">Page 36</p> <p>1 Q. What are the limits on who can hire</p> <p>2 secondary -- who can hire you as secondary</p> <p>3 employment?</p> <p>4 A. I don't know what the limitations are.</p> <p>5 There's rules and regulations set up and it has to</p> <p>6 be approved through the department when you apply to</p> <p>7 work at a secondary employment position.</p> <p>8 Q. So the big -- the big juggernaut casino</p> <p>9 with all its corporate juice can apparently get that</p> <p>10 approval, but you don't know if I can or not?</p> <p>11 MR. CREECH: Objection.</p> <p>12 MS. BEALL: Objection.</p> <p>13 MR. CREECH: Form. A number of other</p> <p>14 things. Go ahead.</p> <p>15 A. I don't know.</p> <p>16 Q. But we know that Maryland Live can?</p> <p>17 MR. CREECH: Objection.</p> <p>18 MS. BEALL: Objection.</p> <p>19 Q. Get the approval, right?</p> <p>20 MR. CREECH: Objection.</p> <p>21 A. They do have the approval.</p>
<p style="text-align: right;">Page 35</p> <p>1 Q. Okay. And you are using that appearance</p> <p>2 and that authority to forward the goals of a private</p> <p>3 corporation against other citizens. Do you find</p> <p>4 that unseemly?</p> <p>5 MR. CREECH: Objection.</p> <p>6 MS. BEALL: Objection.</p> <p>7 A. As long as it doesn't go against our</p> <p>8 departmental rules and regulations, no.</p> <p>9 Q. Okay. Can I hire you to be my security?</p> <p>10 MR. CREECH: Objection.</p> <p>11 MS. BEALL: Objection.</p> <p>12 Q. Can I hire you to be my body guard?</p> <p>13 MR. CREECH: Objection. That's total</p> <p>14 speculation. You don't have to answer that.</p> <p>15 MR. NERSESIAN: Are you telling him not to</p> <p>16 answer?</p> <p>17 MR. CREECH: Yes, I am.</p> <p>18 MR. NERSESIAN: What?</p> <p>19 MR. CREECH: Yes. It's an improper form.</p> <p>20 It's total speculation. You're not giving him</p> <p>21 any facts. It's just --</p>	<p style="text-align: right;">Page 37</p> <p>1 Q. Yeah. Do you know what a kickback is?</p> <p>2 A. Somewhat.</p> <p>3 Q. Do you know if Maryland Live paid anybody</p> <p>4 a kickback to have police officers in uniform work</p> <p>5 on their site?</p> <p>6 MR. CREECH: Objection.</p> <p>7 MS. BEALL: Objection.</p> <p>8 A. I have no idea.</p> <p>9 Q. Okay. Do you know who Mr. Isella is?</p> <p>10 A. Yes, I do now.</p> <p>11 Q. No, back then?</p> <p>12 A. I didn't know him by name, no.</p> <p>13 Q. Did you know who he was back then. You</p> <p>14 would have recognized him. I'm not saying name.</p> <p>15 But at the time of the Mills occurrence, what did</p> <p>16 you recognize Mr. Isella as?</p> <p>17 A. I knew that he worked at the casino in</p> <p>18 some form or fashion.</p> <p>19 Q. And you don't know who told Bilter,</p> <p>20 Mr. Bilter, that the -- that this was a violation of</p> <p>21 some ordinance?</p>

